



DOCKET NO.: 219107US0

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

#7
MAY 28/03

IN RE APPLICATION OF

NAOYA YAMATO, ET AL.

: EXAMINER: KIM, V. Y.

SERIAL NO: 10/073,226

RECEIVED

FILED: FEBRUARY 13, 2002

: GROUP ART UNIT: 161 MAY 20 2003

FOR: GELLING AGENT FOR OIL

: TECH CENTER 1600/2900

RESPONSE TO REQUIREMENT FOR RESTRICTION

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

In response to the Official Action of April 18, 2003, Applicants elect, with traverse, Group I, Claims 1-4, drawn to a compound of general formula (i).

REMARKS

The Office has required restriction in the present application as follows:

Group I: Claims 1-4, drawn to a compound of general formula (i);

Group II: Claims 5-7, drawn to a gelling agent comprising at least one compound of Group I;

Group III: Claims 8-10, drawn to a gel composition comprising a gelling agent of the Group II and at least one oil; and

Group IV: Claim 11, drawn to a cosmetic comprising a gel composition of the Group III.

Restriction is only proper if the claims of the restricted group are either independent or patentably distinct. The burden of proof is on the Office to provide reasons and/or examples to support any conclusion with regard to patentable distinctness. M.P.E.P. § 803.



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OBLON
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ATTORNEYS AT LAW

RE: Application Serial No.: 10/073,226

Applicants: Naoya YAMATO, et al.

Filing Date: February 13, 2002

For: GELLING AGENT FOR OIL

Group Art Unit: 1617

Examiner: KIM, V. Y.

SIR:

Attached hereto for filing are the following papers:

Response to Requirement for Restriction (3 pp.)

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

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